

**GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT**

Education (SE) Department - Court Case – Supply of furniture to the Secondary School Under OBB Scheme Warangal Dist E.P.No.224/2008 filed by M/s. Avinash Industries, Warangal for the payment of interest amount of Rs.2,87,982/- - Sanction - Orders – Issued.

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**EDUCATION (SE-PROG.I) DEPARTMENT**

G.O.Rt.No.27

Dated:19/01/2010.  
**Read :-**

From the Director of School Education, Hyderabad,  
Lr.Rc.No.51/B3-4/2002, Dated 31.01.2009 & 13.8.2009.  
&&&

In the reference 1<sup>st</sup> read above, the Commissioner & Director of School Education, Hyderabad, has submitted that the District Educational Officer, Warangal informed in the reference vide 8388/C3/2006-07 dt.2.10.2008 that the orders for supply of furniture to schools in Warangal District under OBB scheme was issued to M/s Avinash Industries, Warangal during 1999, by the Purchase Committee. Accordingly they have supplied the material and payment of Rs.17,90,544-00 (Rupees Seventeen Lakhs Ninety Thousands Five Hundred and Forty Four only) have been paid to them as per the supplies.

2. The Commissioner & Director of School Education, A.P. , Hyderabad, has further submitted that the District Educational Officer made payment in two installments i.e.,

1<sup>st</sup> installment on 21.11.2000 delay of 6 months Rs.9,50,000/-  
2<sup>nd</sup> installment on 31.10.2001 delay of 17 months Rs.8,40,554/-

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Total Rs. 17,90,554/-  
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3. M/s Avinash Industries, Warangal have filed a case No.29/3/1/1606 in the Andhra Pradesh Industry Facilitation Council (APIFC) Hyderabad. The Council in their orders dated; 19.02.2005 have directed the respondent i.e., "District Educational Officer, Warangal to pay a sum of Rs.2,87,982/- (Rupees Two lakhs eighty seven thousand nine hundred and eighty two only) towards interest for the delay as on the date of filing the petition and payment should be completed as per the provision of section 3,4,5, of the Arbitration Act, and the entire amount should be paid on or before" 15.04.2005. The petitioner again approached and filed before the Hon'ble District Court, Warangal in E.P.No.224/2008 for extension of the decree in the case No.29/3/1/2006 of 2005 for attachment of movable properties worth of Rs.8,09,150/- (Rupees eight lakhs nine thousand and one hundred fifty only).

4. The Commissioner & Director of School Education, A.P., Hyderabad, has further requested the Government to accord Administrative sanction for obtaining the amount to an extent of interest accrued for depositing the said amount before the Hon'ble District Court, Warangal towards interest for the delayed payment as an advance from the contingent fund by way of supplementary grants at an appropriate time during the financial year 2008-09 under the following Head of Account if it is desirable to get the funds either Non-Plan or Plan in the matter.

**(P.T.O)**

5. The Commissioner & Director of School Education, A.P., Hyderabad has further requested the Government to advance the amount of Rs.8,09,150-00 (Rupees eight lakhs nine thousands one hundred fifty only) from the relevant Non-Plan Head of Account and release the same to the District Educational Officer, Warangal.

6. Government after careful examination of the proposal here by sanction an amount of Rs.2,87,982/- (Rupees Two Lakhs Eighty Seven thousand Nine hundred and Eighty Two only) as an advance from Contingency Fund towards payment of interest for delayed payment on purchase of furniture to M/s Avinash Industries, Warangal as directed by Andhra Pradesh Industrial Facilitation Council (A.P.I.F.C)

7. The above said amount shall be debited to the Head of Account”

**Non-Plan.**

	2202	- General
	01	- Elementary Education
MH	103	- Assistance to local bodies for primary Education
SH	(05)	- Teaching Grants to M.P.P.
	500	- Other charges
	503	- Other expenditure (Charged)

and shall initially be met by way of an advance from Contingent Fund the orders regarding which will be issued by Finance (BG.I) Department separately.

8. The Commissioner & Director of School Education, A.P., Hyderabad shall submit necessary supplementary proposal to Government at appropriate time during current financial year to recoup the advance sanctioned from Contingent Fund.

9. This orders issues with the concurrence of Finance (ESE) Department, vide their U.O.No.33987/ 567/ Exp.SE/ 2009, Dated:12/01/2010.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**SURESH CHANDA**  
**PRINCIPAL SECRETARY TO GOVERNMENT**

To  
The Commissioner & Director of School Education, A.P., Hyderabad.  
The Regional Joint Director of School Education, Hyderabad.  
The District Educational Officer, Warangal.  
The Director of Treasuries & Accounts, A.P., Hydeerabad.  
The District Treasury Office, Warangal.  
Copy to:  
The Accountant General, A.P., Hyderabad.  
The Finance (ESE) Department.  
P.S. to Secretary to Government (SE).  
SF/SC

//FORWARDED :: BY ORDER //

SECTION OFFICER